

HOUSE _____ AMENDMENT NO. _____

Offered By _____

AMEND Senate Substitute for Senate Committee Substitute for for Senate Bill Nos. 489 & 637, Page 1,
Section A, Line 3, by inserting after all of said section and line the following:

“565.081. 1. A person commits the crime of assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer in the first degree if such person attempts to kill or knowingly causes or attempts to cause serious physical injury to a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer.

2. As used in this section, "emergency personnel" means any paid or volunteer firefighter, emergency room or trauma center personnel, or emergency medical technician as defined in subdivisions (15), (16), (17), and (18) of section 190.100.

3. As used in this section the term "corrections officer" includes any jailer or corrections officer of the state or any political subdivision of the state.

4. When used in this section, the terms "highway worker", "construction zone", or "work zone" shall have the same meaning as such terms are defined in section 304.580.

5. As used in this section, the term "utility worker" means any employee while in performance of their job duties, including any person employed under contract, of a utility that provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether privately, municipally, or cooperatively owned.

6. As used in this section, the term “cable worker” means any employee including any person employed under contract, of a cable operator, as such term is defined in section 673.2677

7. Assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer in the first degree is a class A felony.

565.082. 1. A person commits the crime of assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, or probation and parole officer in the second degree if such person:

(1) Knowingly causes or attempts to cause physical injury to a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer by means of a deadly weapon or dangerous

1 instrument;

2 (2) Knowingly causes or attempts to cause physical injury to a law enforcement officer,
3 corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility
4 worker, cable worker, or probation and parole officer by means other than a deadly weapon or dangerous
5 instrument;

6 (3) Recklessly causes serious physical injury to a law enforcement officer, corrections officer,
7 emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker,
8 or probation and parole officer; or

9 (4) While in an intoxicated condition or under the influence of controlled substances or drugs,
10 operates a motor vehicle or vessel in this state and when so operating, acts with criminal negligence to
11 cause physical injury to a law enforcement officer, corrections officer, emergency personnel, highway
12 worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer;

13 (5) Acts with criminal negligence to cause physical injury to a law enforcement officer,
14 corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility
15 worker, cable worker, or probation and parole officer by means of a deadly weapon or dangerous
16 instrument;

17 (6) Purposely or recklessly places a law enforcement officer, corrections officer, emergency
18 personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation
19 and parole officer in apprehension of immediate serious physical injury; or

20 (7) Acts with criminal negligence to create a substantial risk of death or serious physical injury to
21 a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction
22 zone or work zone, utility worker, cable worker, or probation and parole officer.

23 2. As used in this section, "emergency personnel" means any paid or volunteer firefighter,
24 emergency room or trauma center personnel, or emergency medical technician as defined in subdivisions
25 (15), (16), (17), and (18) of section 190.100.

26 3. As used in this section the term "corrections officer" includes any jailer or corrections officer
27 of the state or any political subdivision of the state.

28 4. When used in this section, the terms "highway worker", "construction zone", or "work zone"
29 shall have the same meaning as such terms are defined in section 304.580.

30 5. As used in this section, the term "utility worker" means any employee while in performance of
31 their job duties, including any person employed under contract, of a utility that provides gas, heat,
32 electricity, water, steam, telecommunications services, or sewer services, whether privately, municipally,
33 or cooperatively owned.

34 6. As used in this section, the term "cable worker" means any employee, including any person
35 employed under contract, of a cable operator, as such term is defined in section 67.2677.

36 7. Assault of a law enforcement officer, corrections officer, emergency personnel, highway
37 worker in a construction zone or work zone, utility worker, or probation and parole officer in the second
38 degree is a class B felony unless committed pursuant to subdivision (2), (5), (6), or (7) of subsection 1 of
39 this section in which case it is a class C felony. For any violation of subdivision (1), (3), or (4) of
40 subsection 1 of this section, the defendant must serve mandatory jail time as part of his or her sentence.

1 565.083. 1. A person commits the crime of assault of a law enforcement officer, corrections
2 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable
3 worker, or probation and parole officer in the third degree if:

4 (1) Such person recklessly causes physical injury to a law enforcement officer, corrections
5 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable
6 worker, or probation and parole officer;

7 (2) Such person purposely places a law enforcement officer, corrections officer, emergency
8 personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation
9 and parole officer in apprehension of immediate physical injury;

10 (3) Such person knowingly causes or attempts to cause physical contact with a law enforcement
11 officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone,
12 utility worker, cable worker, or probation and parole officer without the consent of the law enforcement
13 officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone,
14 utility worker, cable worker, or probation and parole officer.

15 2. As used in this section, "emergency personnel" means any paid or volunteer firefighter,
16 emergency room or trauma center personnel, or emergency medical technician as defined in subdivisions
17 (15), (16), (17), and (18) of section 190.100.

18 3. As used in this section the term "corrections officer" includes any jailer or corrections officer
19 of the state or any political subdivision of the state.

20 4. When used in this section, the terms "highway worker", "construction zone", or "work zone"
21 shall have the same meaning as such terms are defined in section 304.580.

22 5. As used in this section, the term "utility worker" means any employee while in performance of
23 their job duties, including any person employed under contract, of a utility that provides gas, heat,
24 electricity, water, steam, telecommunications services, or sewer services, whether privately, municipally,
25 or cooperatively owned.

26 6. As used in this section, the term "cable worker" means any employee, including any person
27 employed under contract, of a cable operator, as such term is defined in section 67.2677.

28 7. Assault of a law enforcement officer, corrections officer, emergency personnel, highway
29 worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer
30 in the third degree is a class A misdemeanor.”; and

31
32 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.